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**DATE:** March 9, 1992

**TO:** District Engineers  
District Field/Construction Engineers  
Resident/Project Engineers  
District Resource Specialists

**FROM:** Gerald D. Dobie  
Engineer of Construction

**SUBJECT:** CONSTRUCTION INSTRUCTIONAL MEMORANDUM 1992-2  
Protection of Environment and Control of Hazardous Materials and  
Polluting Materials

A new specification titled Special Provision for Protection of Environment and Control of Hazardous Materials and Polluting Materials is attached. It is very important that all field personnel be familiar with the specification.

The specification is a reminder to the contractor that he is solely responsible for his actions. The Michigan Department of Transportation will not act as environmental trainers or policemen for the Contractor. The contractor is being compensated for his knowledge and ability to do the work as specified within the applicable laws.

M! DOT personnel who observe obvious unlawful or potentially unlawful contractor actions on M! DOT right-of-way shall contact the resident/project engineer immediately. Examples of obvious unlawful or potentially unlawful actions include the following:

1. Leaking of stored hazardous, toxic, or polluting materials (i.e. petroleum, solvent, and spent abrasives).
2. Not properly collecting and disposing of used motor oils, hydraulic fluids, grease cartridges, filters, and solvents.
3. Leaking hydraulic and fuel lines.
4. Storage of materials in a manner which could result in spill or release.
5. Burying or dumping solid wastes on the job site.

Michigan Act 307 requires M! DOT to report any spills occurring or contaminants discovered on M! DOT properties to the Michigan Department of Natural Resources within 24 hours. The contractor should be reminded of his environmental responsibilities at the preconstruction meeting.

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Engineer of Construction

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Attachment

cc: Staff Engineers S. Olszewski Local Services Design Division  
Staff Technicians S. Wehrle M & T Division MRBA, MAPA